

Exhibit 12

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U.S. Department of Homeland Security
HQ FOIA/PA Appeals
150 Space Center Loop, Suite 500
Lee's Summit, MO 64064-2139

RECEIVED

APR 13 2012

MORRISON & FOERSTER



U.S. Citizenship
and Immigration
Services

April 9, 2012

APP2012000272

Jason A. Malinsky
Morrison and Foerster, LLP
425 Market Street
San Francisco, CA 94105-2482

Dear Mr. Malinsky:

Re: COW2011000600

You appealed the action of the National Records Center regarding your request for access to records pertaining to Overseas Tracking System, dated July 25, 2011. The original determination of the National Records Center was to withhold 138 pages in part and 25 in full.

After careful consideration of your appeal, we have decided to affirm the initial action in this case. We have determined that the National Records Center properly withheld certain information that is protected from disclosure under the Freedom of Information Act and that this information is not appropriate for discretionary release.

If you are dissatisfied with our action on your appeal, you may seek judicial review in accordance with 5 U.S.C. § 552(a)(4)(B). The Office of Government Information Services (OGIS) also mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. The OGIS does not have the authority to handle requests made under the Privacy Act of 1974. If you wish to contact OGIS, you may email them at ogis@nara.gov or call 1-877-684-6448.

Sincerely,

A handwritten signature in black ink, appearing to read "Alan D. Hughes".

Alan D. Hughes, Associate Counsel
Commercial and Administrative Law Division
Department of Homeland Security
Citizenship and Immigration Services